

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Christopher MEARS *et al.*

Appl. No.: 09/763,089

Confirmation No.: 2728

Filed: May 29, 2002

For: APPLICATOR AND DISPENSING
DEVICE USING SAME

Art Unit: 3751

Examiner: David J. Walczak

Atty. Docket No.: 39619-185731

Customer No.

26694

PATENT TRADEMARK OFFICE

AMENDMENT AND REQUEST FOR RECONSIDERATION

Commissioner for Patents
Post Office 1450
Alexandria, Virginia 22313-1450

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JUN 21 2004

TECHNOLOGY CENTER R3700

Dear Sir:

In response to the non-final Office Action dated January 14, 2004, Applicants submit the following amendment and reply.

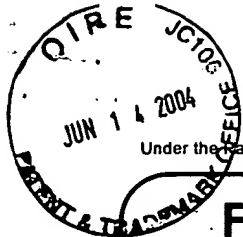
It is not believed that any extensions of time or fees for net addition of claims are required beyond those otherwise provided for in the documents accompanying this paper. However, if additional extensions of time are needed to prevent abandonment of this application, then such extensions of time are hereby requested and any fees required therefore or other fee deficiency are hereby authorized to be charged, and any overpayments credited to, Deposit Account No. 22-0261.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Amendments to the Drawings begin on page 9 of this paper and include an attached replacement sheet.

Remarks begin on page 10 of this paper.



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PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 210

Complete if Known

Application Number 09/763,089
Filing Date May 29, 2002
First Named Inventor Christopher MEARS et al.
Examiner Name David J. WALCZAK
Group / Art Unit 3751
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TECHNOLOGY CENTER #B700

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																																																		
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number 22-0261</p> <p>Deposit Account Name Venable LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>		<p>3. ADDITIONAL FEES</p> <table border="1"><thead><tr><th>Fee Code</th><th>Large Entity Fee (\$)</th><th>Small Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1051</td><td>130</td><td>2051 65</td><td>Surcharge - late filing fee or oath</td><td></td></tr><tr><td>1052</td><td>50</td><td>2052 25</td><td>Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr><tr><td>1053</td><td>130</td><td>1053 130</td><td>Non-English specification</td><td></td></tr><tr><td>1812</td><td>2,520</td><td>1812 2,520</td><td>For filing a request for reexamination</td><td></td></tr><tr><td>1804</td><td>920*</td><td>1804 920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>1805</td><td>1,840*</td><td>1805 1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>1251</td><td>110</td><td>2215 55</td><td>Extension for reply within first month</td><td></td></tr><tr><td>1252</td><td>420</td><td>2252 210</td><td>Extension for reply within second month</td><td>210.00</td></tr><tr><td>1253</td><td>950</td><td>2253 475</td><td>Extension for reply within third month</td><td></td></tr><tr><td>1254</td><td>1,480</td><td>2254 740</td><td>Extension for reply within fourth month</td><td></td></tr><tr><td>1255</td><td>2010</td><td>2255 1005</td><td>Extension for reply within fifth month</td><td></td></tr><tr><td>1401</td><td>330</td><td>2401 165</td><td>Notice of Appeal</td><td></td></tr><tr><td>1402</td><td>330</td><td>2402 165</td><td>Filing a brief in support of an appeal</td><td></td></tr><tr><td>1403</td><td>290</td><td>2403 145</td><td>Request for oral hearing</td><td></td></tr><tr><td>1451</td><td>1,510</td><td>1451 1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr><tr><td>1452</td><td>110</td><td>2452 55</td><td>Petition to revive - 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<p>FEE CALCULATION</p> <p>1. BASIC FILING FEE</p> <table border="1"><thead><tr><th>Large Fee Code</th><th>Entity Fee (\$)</th><th>Small Fee Code</th><th>Entity Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1001</td><td>770</td><td>2001</td><td>385</td><td>Utility filing fee</td><td></td></tr><tr><td>1002</td><td>340</td><td>2002</td><td>170</td><td>Design filing fee</td><td></td></tr><tr><td>1003</td><td>530</td><td>2003</td><td>265</td><td>Plant filing fee</td><td></td></tr><tr><td>1004</td><td>770</td><td>2004</td><td>385</td><td>Reissue filing fee</td><td></td></tr><tr><td>1005</td><td>160</td><td>2005</td><td>80</td><td>Provisional filing fee</td><td></td></tr></tbody></table> <p>SUBTOTAL (1) (\$) 0</p>		Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	1001	770	2001	385	Utility filing fee		1002	340	2002	170	Design filing fee		1003	530	2003	265	Plant filing fee		1004	770	2004	385	Reissue filing fee		1005	160	2005	80	Provisional filing fee																																																																																																																
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**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Keith G. Madhaway	Registration No. Attorney/Agent	46,180
Signature		Telephone	(202) 344-4000
		Date	June 14, 2004

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